



#8B/jar
07-1502

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Manobjyoti BORDOLOI, et al
Serial No.: 09/820,188 Group No.: 1633
Filed: March 28, 2001 Examiner.: Herbert J. Lilling
For: PROCESS FOR THE ISOLATION OF POLYHYDROXYBUTYRATE FROM
BACILLUS MYCOIDES RLJ B-017

Attorney Docket No.: U 013355-2

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

JUL 08 2002

TECH CENTER 1600/2900

SUPPLEMENTAL RESPONSE

Further to Applicants' Amendment dated June 10, 2002 and in supplemental response to the Official Action of December 10, 2001, Applicants submit herewith a substitute specification, including the claims and figures, as required by the Examiner in the Official Action. The substitute specification contains only subject matter from the original specification.

A favorable reconsideration of the application is again respectfully requested.

Respectfully submitted,

COPY OF PAPERS
ORIGINALLY FILED

CLIFFORD J. MASS
LADAS & PARRY
26 WEST 61ST STREET
NEW YORK, NEW YORK 10023
REG. NO.30,086(212)708-1890

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231

Date: June 26, 2002

CLIFFORD J. MASS
(Type or print name of person mailing paper)

(Signature of person mailing paper)



1633

Practitioner's Docket No. U 013355-2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Manobjyoti BORDOLOI, et al

Serial No.: 09/820,188

Group No.: 1633

Filed: March 28, 2001

Examiner: Herbert J. Lilling

For: PROCESS FOR THE ISOLATION OF POLYHYDROXYBUTYRATE FROM
BACILLUS MYCOIDES RLJ B-017

Assistant commissioner for Patents
Washington, D.C. 20231

SUPPLEMENTAL RESPONSE TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is
- ☐ a small entity. A statement:
 - ☐ is attached.
 - ☐ was already filed.
 - ☒ other than a small entity.

RECEIVED

JUL 08 2002

TECH CENTER 1600/2900

**COPY OF PAPERS
ORIGINALLY FILED**

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

CLIFFORD J. MASS

(Type or print name of person certifying)

Date: June 26, 2002

EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 C.F.R. 1.645 for extensions of time in interference proceedings, and 37 C.F.R. 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 400.00	\$ 200.00
<input type="checkbox"/>	three months	\$ 920.00	\$ 460.00
<input type="checkbox"/>	four months	\$ 1,440.00	\$ 720.00

Fee: \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured. The fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

OR

- (b) ☒ Applicant believes that no extension of term is required. However, this is a conditional petition being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)			(Col. 2)	(Col. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY		
Claims Remaining After Amendment			Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	OR	Rate	Addit. Fee
Total	*	Minus	**	=	x \$ 9=	\$		x \$ 18=	\$
Indep.	*	Minus	***	=	x \$ 42=	\$		x \$ 84=	\$
<input type="checkbox"/> First Presentation of Multiple Dependent Claims					+ \$140=	\$		+ \$280=	\$
					Total Addit. Fee	\$ _____	OR	Total Addit. Fee	\$ _____

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING: "After final rejection or action (§ 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. 1.116(a) (emphasis added).

(complete (c) or (d), as applicable)

- (c) ☒ No additional fee for claims is required.

OR

- (d) ☐ Total additional fee for claims required \$ ____.

FEE PAYMENT

5. ☐ Attached is a check in the sum of \$ ____.
- ☐ Charge Account No. 12-0425 the sum of \$ ____.
- A duplicate of this transmittal is attached.

FEE DEFICIENCY

NOTE: *If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

6. ☒ If any additional extension and/or fee is required, charge Account No. 12-0425.

AND/OR

- ☒ If any additional fee for claims is required, charge Account No. 12-0425

Reg. No. 30,086

Tel. No. 212-708-1890

Customer No. 00140



SIGNATURE OF PRACTITIONER

CLIFFORD J. MASS

(type or print name of practitioner)

P.O. Address

c/o Ladas & Parry
26 West 61 Street
New York, N.Y. 10023